

Practitioner's Docket No. 115838.00110

PATENT

Preliminary Classification:

Proposed Class:

Subclass:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

NEW APPLICATION TRANSMITTAL

Transmitted herewith for filing is the patent application of

Inventor(s): Robert D. Fogal, Sr.; Robert D. Fogal, Jr.

For (title): BALANCE WEIGHT CARTRIDGE WITH ENCLOSED BALANCE MEDIA

1. Type of Application

This application is for an original (nonprovisional).

EXPRESS MAILING UNDER 37 C.F.R. § 1.10\*

(Express Mail label number is *mandatory*.)

(Express Mail certification is *optional*.)

I hereby certify that this paper, along with any document referred to, is being deposited with the United States Postal Service on this date March 23, 2004, in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 as "Express Mail Post Office to Addressee" Mailing Label No. EV415640876US

Robert J. Clark

Type or print name of person mailing paper

Date: March 23, 2004

Signature of person certifying

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"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

**2. Papers Enclosed**

- A. Required for filing date under 37 C.F.R. § 1.53(b) (Regular) or 37 C.F.R. § 1.153 (Design) Application

8 Page(s) of Specification  
4 Page(s) of Claims  
4 Sheet(s) of Drawing(s)--Informal

- B. Other Papers Enclosed

1 Page(s) of abstract

**3. Additional Papers Enclosed**

Petition to Make Special Because of Applicant's Age

**4. Declaration or Oath**

Not Enclosed.

Application is made by a person authorized under 37 C.F.R. § 1.41(c) on behalf of all of the above-named inventors.

**5. Inventorship Statement**

The inventorship for all the claims in this application is the same.

**6. Language**

English

**7. Fee Calculation (37 C.F.R. § 1.16)**

Regular Application

CLAIMS AS FILED									
		Number Filed		Number Extra		Rate		Basic Fee 37 C.F.R. § 1.16(a) \$770.00	
Total Claims (37 C.F.R § 1.16(c))	24	–	20	=	4	x	\$ 18.00	= \$	72.00
Independent Claims (37 C.F.R § 1.16(b))	4	–	3	=	1	x	\$ 86.00	= \$	86.00
Multiple Dependent Claim(s), if any (37 C.F.R § 1.16(d))							\$ 290.00	\$	0.00

Filing Fee Calculation

\$928.00

**8. Assertion of Small Entity Status**

Applicant hereby asserts status as a small entity under 37 C.F.R. § 1.27.

Status as a small entity was asserted in the prior application 60/488,634 filed on July 18, 2003 from which benefit is being claimed for this application under 35 U.S.C. § 119(e) and which status as a small entity is still proper and asserted for this application.

Filing Fee Calculation (50% of above Filing Fee Calculation) \$464.00

**9. Fee Payment Being Made at This Time**

Not Enclosed

No filing fee is to be paid at this time.

**ADDED PAGES FOR APPLICATION TRANSMITTAL WHERE BENEFIT OF PRIOR U.S.  
APPLICATION CLAIMED  
(37 C.F.R. § 1.78)**

**10. Relate Back**

Amend the specification by inserting, before the first line following the title, the following sentence:

**A. 35 U.S.C. § 119(e)**

This application claims the benefit of U.S. Provisional Application No.:

**APPLICATION NO.**

**FILING DATE**

60/488,634

07/18/2003

**Language of prior filed provisional application**

The above identified prior filed provisional application, namely application 60/488,634, filed 07/18/2003, whose benefit is being claimed was filed in the English language.

**11. Small Entity (37 C.F.R. § 1.28(a))**

Applicant has established small entity status by the filing of a statement in parent application 60/488,634 on July 18, 2003.

Date: March 23, 2004

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Signature of Practitioner

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